

Supplemental

Notice of Allowability

Application No.

09/416,007

Examiner

Lewis G. West

Applicant(s)

WILDING, LESLIE JAMES

Art Unit

2682

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to appeal brief file September 17, 2004.
2. ☒ The allowed claim(s) is/are 1-4, 7-14 and 17-19.
3. ☒ The drawings filed on \_\_\_\_\_ are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All b) ☐ Some\* c) ☐ None of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

*Allowable Subject Matter*

The indicated allowability of claims 5-6 and 15-16 is withdrawn, as these claims had been cancelled at the time of the previous notice of allowance and the indication of the allowability of these claims was incorrect.

Claims 1-4, 7-14 and 17-19 are allowed.

The following is an examiner's statement of reasons for allowance:

Regarding claim 1, the prior art discloses the use of antenna connected transceiver structures in commercial mobile radio base stations, which may include multiple transmit and receiver branches which contain isolation and filtering circuitry to obtain proper operating frequencies for communications, separate transmit and receive signals, and prevent interference. It is also known in the art to use frequency hopping as a means of communication diversity in commercial mobile radio systems. Claim 1 teaches a base station for a commercial mobile radio stations, having a detailed multi-branch structure for transmitting as well as a multi-branch structure for receiving, as well as filtering and isolation to prevent interaction of the transmit and receive networks. In combination with this detailed structure applicant also claims that each receive branch has a receive filter which passes a block of frequencies, the passband of the filter including frequencies corresponding to hopping channels which necessitates a specific filter structure. When incorporating all the limitations of the claim, none of the prior art discloses the features as claimed.

Claims 2-4 and 7-11 are dependent on claim 1 directly or indirectly. When incorporating all the limitations of the base claim and any intervening claims, none of the prior art discloses the features as claimed.

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Claim 12 discloses a method that incorporates similar allowable limitation to claim 1, when incorporating all the limitations of the claim, none of the prior art discloses the features as claimed.

Claim 13 discloses a system that incorporates similar allowable limitation to claim 1, when incorporating all the limitations of the claim, none of the prior art discloses the features as claimed.

Claims 14 and 17-19 are dependent on claim 13 directly or indirectly. When incorporating all the limitations of the base claim and any intervening claims, none of the prior art discloses the features as claimed.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lewis G. West whose telephone number is 571-272-7859. The examiner can normally be reached on Monday-Friday 7:00-3:30.


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Vivian Chin can be reached on 571-272-7848. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



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